

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 13TH APRIL 2007 / 23RD CHAITHRA 1929

Bail Appl.No. 1968 of 2007()

(CRIME NO. 76/2007 OF KORAMANGALA POLICE STATION)

PETITIONERS/ ACCUSED 2 AND 3:

1. ACHUTHAN PILLAI, AGED 70 YEARS,
THUDAYATHU VEEDU, RAMAPURAM,
KEERIKAD P.O., ALAPPUZHA DISTRICT.
2. SUSEELA, W/O.ACHUTHAN PILLAI,
AGED 55 YEARS, THUNDAVATHU VEEDU,
RAMAPURAM, KEERIKADU, ALAPPUZHA DISTRICT.

BY ADV. SRI.P.SREEKUMAR
SRI.K.S.MANU (PUNUKKONNOOR)

RESPONDENTS/COMPLAINANT:

1. SUB INSPECTOR OF POLICE,
KAYAMKULAM POLICE STATION,
ALAPPUZHA DISTRICT.
2. THE STATION HOUSE OFFICER,
KORAMANGALA POLICE STATION, BANGALORE.
3. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. K.S.SIVAKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 13/04/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V. RAMKUMAR, J.

.....
B.A. No. 1968 OF 2007
.....

Dated this the 13th day of April, 2007

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioners, who are the father-in-law and mother-in-law of Sunitha Rajesh, who is the defacto complainant, seek anticipatory bail. They are accused Nos.2 and 3 in Crime No.76/07 of Koramangala Police Station for an offence punishable under Sec.498A I.P.C.

2. According to the petitioners, they apprehend arrest at the instance of the said Sunitha Rajesh.

3. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

4. Having regard to the averments in the petition, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the police officer to release the petitioners on bail for a period of one month in the event of their arrest within the territory of Kerala in connection with the above case on each of them executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the arresting officer and subject to the following conditions:

- a. 1st petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.
- b. Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.
- c. Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.
- d. Petitioners shall not commit any offence while on bail.
- e. Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

(V. RAMKUMAR, JUDGE)

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